

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-02107-TSC

JUDICIAL WATCH, INC. v. U.S. DEPARTMENT OF JUSTICE

Assigned to: Judge Tanya S. Chutkan
Cause: 05:552 Freedom of Information Act

Date Filed: 09/10/2018
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

JUDICIAL WATCH, INC.

represented by **Lauren M. Burke**
JUDICIAL WATCH, INC.
425 Third Street, SW
Suite 800
Washington, DC 20024
(202) 646-5172
Fax: (202) 646-5199
Email: lburke@judicialwatch.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paul J. Orfanelles
JUDICIAL WATCH, INC.
425 Third Street, SW
Suite 800
Washington, DC 20024
(202) 646-5172
Fax: (202) 646-5199
Email: porfanelles@judicialwatch.org
ATTORNEY TO BE NOTICED

V.

Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Michael Joseph Gerardi**
U.S. DEPARTMENT OF JUSTICE
Civil Division, Federal Programs Branch
1100 L Street, NW
Washington, DC 20530
(202) 616-0680
Fax: (202) 616-8460
Email: michael.j.gerardi@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Patricia K. McBride
U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-7123
Fax: (202) 252-2599
Email: patricia.mcbride@usdoj.gov
TERMINATED: 12/19/2018

Date Filed	#	Docket Text
09/10/2018	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF JUSTICE (Filing fee \$ 400 receipt number 0090-5680988) filed by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Civil

		Cover Sheet, # <u>2</u> Summons U.S. Attorney for the District of Columbia, # <u>3</u> Summons U.S. Attorney General, # <u>4</u> Summons U.S. Department of Justice)(Burke, Lauren) (Entered: 09/10/2018)
09/10/2018	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by JUDICIAL WATCH, INC. (Burke, Lauren) (Entered: 09/10/2018)
09/10/2018		Case Assigned to Judge Tanya S. Chutkan. (zmd) (Entered: 09/12/2018)
09/13/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent) (zmd) (Entered: 09/13/2018)
09/20/2018	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 9/18/2018. (Answer due for ALL FEDERAL DEFENDANTS by 10/18/2018.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 9/18/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF JUSTICE served on 9/18/2018 (Attachments: # <u>1</u> Declaration of Cristina Rotaru)(Peterson, James) (Entered: 09/20/2018)
09/24/2018	<u>5</u>	ENTERED IN ERROR.RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 9/18/2018. (Answer due for ALL FEDERAL DEFENDANTS by 10/18/2018.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 9/18/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. (Attachments: # <u>1</u> Declaration of Cristina Rotaru)(Burke, Lauren) Modified on 9/24/2018 (ztd). (Entered: 09/24/2018)
09/24/2018		NOTICE OF CORRECTED DOCKET ENTRY: re <u>5</u> Summons Returned Executed in FOIA as to U.S. Attorney,,, Summons Returned Executed as to U.S. Attorney General,,, Summons Returned Executed as to Federal Defendant,, was entered in error as it is a duplicate of docket entry <u>4</u> .(ztd) (Entered: 09/24/2018)
10/15/2018	<u>6</u>	Unopposed MOTION for Extension of Time to File Answer by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(McBride, Patricia) (Entered: 10/15/2018)
10/17/2018		MINUTE ORDER: Granting <u>6</u> Unopposed Motion for Extension of Time to Answer. Defendant shall answer or otherwise respond to the complaint by November 7, 2018. Signed by Judge Tanya S. Chutkan on 10/17/18. (DJS) (Entered: 10/17/2018)
10/19/2018		Set/Reset Deadlines: Answer due by 11/7/2018. (tb) (Entered: 10/19/2018)
11/07/2018	<u>7</u>	ANSWER to Complaint by U.S. DEPARTMENT OF JUSTICE.(McBride, Patricia) (Entered: 11/07/2018)
11/07/2018		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. The requirements of LCvR 16.3 and Rule 26(f) of the Federal Rules of Civil procedure appear to be inapplicable. IT IS HEREBY ORDERED that the parties shall meet and confer and propose a schedule for proceeding in this matter. The schedule shall address the status of Plaintiff's FOIA request, the anticipated number of documents responsive to Plaintiff's FOIA request, the anticipated date(s) for release of the documents requested by Plaintiff, whether a motion for an Open America stay is likely in this case, whether a Vaughn index will be required in this case, whether and when either party anticipates filing a dispositive motion, and any other pertinent issues. The parties shall file a joint status report that addresses these issues and that contains a proposed schedule and proposed order no later than 12/14/18. Signed by Judge Tanya S. Chutkan on 11/7/18. (DJS) (Entered: 11/07/2018)
11/09/2018		Set/Reset Deadlines: Joint Status Report due by 12/14/2018. (tb) (Entered: 11/09/2018)
12/14/2018	<u>8</u>	NOTICE of Appearance by Michael Joseph Gerardi on behalf of U.S. DEPARTMENT OF JUSTICE (Gerardi, Michael) (Entered: 12/14/2018)

12/14/2018	<u>9</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Gerardi, Michael) (Entered: 12/14/2018)
12/14/2018		MINUTE ORDER: Having considered the parties' Joint Status Report <u>9</u> , it is hereby ordered that the parties shall file another joint report by March 1, 2019. A proposed order shall accompany the report. Signed by Judge Tanya S. Chutkan on 12/14/18. (DJS) (Entered: 12/14/2018)
12/18/2018		Set/Reset Deadlines: Joint Status Report due by 3/1/2019. (tb) (Entered: 12/18/2018)
12/19/2018	<u>10</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to U.S. DEPARTMENT OF JUSTICE. Attorney Patricia K. McBride terminated. (McBride, Patricia) (Entered: 12/19/2018)
02/12/2019	<u>11</u>	Unopposed MOTION for Extension of Time to <i>Provide Final Response to Plaintiff's FOIA Request</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Gerardi, Michael) (Entered: 02/12/2019)
02/13/2019		MINUTE ORDER: Granting <u>11</u> Unopposed Motion for Extension of Deadlines. The Defendant shall provide a final response to Plaintiff's FOIA request by March 15, 2019. The parties shall file a further status report no later than April 1, 2019. The status report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 2/13/19. (DJS) (Entered: 02/13/2019)
02/13/2019		Set/Reset Deadlines: Response due by 4/1/2019. Status Report due by 4/1/2019. (tb) (Entered: 02/13/2019)
02/13/2019		Set/Reset Deadlines: Response due by 3/15/2019. Status Report due by 4/1/2019. (tb) (Entered: 02/13/2019)
03/25/2019	<u>12</u>	NOTICE of Appearance by Paul J. Orfanelles on behalf of JUDICIAL WATCH, INC. (Orfanelles, Paul) (Entered: 03/25/2019)
04/01/2019	<u>13</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Text of Proposed Order)(Orfanelles, Paul) (Entered: 04/01/2019)
04/04/2019		MINUTE ORDER: Having considered the parties' joint status report <u>13</u> , it is hereby ordered that the parties shall file another joint report by 5/8/19 and every 45 days thereafter. To the extent the report contains a proposed production or briefing schedule, the order shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 4/4/19. (DJS) (Entered: 04/04/2019)
04/05/2019		Set/Reset Deadlines: Joint Status Report due by 5/8/2019. (tb) (Entered: 04/05/2019)